

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA

JACKSONVILLE DIVISION

FILED
JACKSONVILLE, FLORIDA

MAY 02 2019

CLERK, U. S. BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA

BOBBY LEE JONES and

CASE NO.: 3:19-BK-00764-JAF

MELISSA ANN BRANCH

CHAPTER 7

Debtors.

**DEBTOR'S MOTION TO VACATE ORDER GRANTING RELIEF FROM
AUTOMATIC STAY**

1. Debtor Melissa Ann Branch ('Movant') moves the Court for an order vacating the Order Granting Santander Consumer USA, Inc.'s Motion for Relief From Stay dated April 22, 2019 (Doc. #11) on the following grounds:
2. Neither of the debtors received any notice of the motion for relief from stay as to their Kia Sorento in the mail or otherwise and had no knowledge of the motion until receiving the Order Granting Santander Consumer USA, Inc.'s Motion for Relief From Stay in the mail.
3. Had either of the debtors received notice of the motion for relief from stay they would have timely opposed the motion.
4. Debtors received a motion to lift the automatic stay from the same creditor and same creditor's attorney regarding a 2013 Dodge Charger and the debtors timely opposed that motion. Had the debtors been aware of the motion to lift the automatic stay regarding the Kia Sorento they most certainly would have filed a timely opposition to that motion as well.

5. Movant filed a timely motion to redeem the Kia Sorrento, which she needs for transportation to and from work. She had previously arranged funding for the redemption from 722 Redemption and is awaiting an order approving her motion to redeem that vehicle. She most certainly would have opposed the motion to lift the stay on her Kia Sorrento had she received notice of it.

WHEREFORE, Movant respectfully requests that the foregoing motion be granted.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED: 25 - 01 - 2014

Respectfully submitted,


Melissa Ann Branch

Melissa Ann Branch, Debtor
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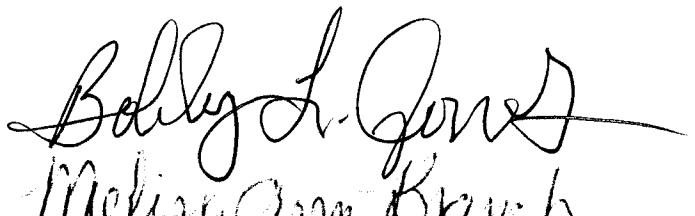
CERTIFICATE OF SERVICE

I hereby certify that I have mailed a true and correct copy of the foregoing document on all parties listed below by first-class U.S. Mail, postage prepaid, or electronic noticing pursuant to this court's local rules on this 1st day of May, 2019.

Gregory K. Crews
Chapter 7 Trustee
8584 Arlington Expressway
Jacksonville, FL 32211
(served electronically)

Chad D. Heckman, Esq.
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P.O. Box 12492
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for Santander Consumer USA, Inc.


Melissa Ann Branch
Melissa Ann Branch, Debtor